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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 DESHAWN MALONE,

11 Plaintiff,

No. CIV S-03-0363 FCD KJM P

12 vs.

13 CORRECTIONAL OFFICER
14 MARTINEZ,

15 Defendant.

ORDER

16 Defendant requests to be relieved from filing a pretrial statement. Good cause
17 appearing, IT IS HEREBY ORDERED that:

18 1. Defendant's August 23, 2006 request to be relieved from filing a pretrial
19 statement is granted; and

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1 2. The court will set a deadline for the filing of defendant's pretrial statement
2 after the court resolves the other matters pending including petitioner's March 13, 2006 motion
3 to compel discovery.

4 DATED: August 29, 2006.

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8 UNITED STATES MAGISTRATE JUDGE
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